

Procurement Request Number: MIPR9E69EFJ634

JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION

Upon the basis of the following justification, I, as Contracting Officer, hereby approve the use of other than full and open competition of the proposed contractual action pursuant to the authority of 10 U.S.C. 2304(c).

JUSTIFICATION

1. Agency and Contracting Activity.

The acquiring activity is the United States European Command J6 Directorate in Stuttgart, Germany. The procuring activity is DITCO-Eurpoe/PL512, Building 143, Sembach-Heuberg, Germany. This document is a justification for other than full and open competition. 10 U.S.C. 2304(c)(1), FAR 6.302-1(c), Application for Brand Name Description.

2. Nature/Description of Action(s):

The proposed contractual action is for other than full and open competition based on 10 U.S.C. 2304(c)(1), FAR 6.302-1(c), Application for Brand Name Description. Request approval to solicit, negotiate, and award a contract to resellers of Net App filer equipment under the European Command's Command, Control, Communications, and Warfighting Integration Division infrastructure at Stuttgart, Germany. This Net App filer shelf is the only shelf that is compatible with existing Net App filer equipment. A firm-fixed price commercial item type contract is planned and will be issued.

3. Description of Supplies/Services.

NetApp Filer expansion shelf and component equipment and maintenance

Rack mount Kit, 4N2, DS14-Middle, R6	X5515A-R6	1	EA
Optical, 4.25Gb, R6	X6539-R6 SFP	2	EA
Power Cable North America, R6	X800E-R6	2	EA
CBL, 2M, Optical, Pair, LC/LC, R6	X6524-R6	1	EA
DS14MK4 SHLF, AC, 14X144GB, 15K, B, ESH4, QS, R5	X74015B-ESH4-QS-R5	1	EA
SupportEdge Standard Replace NBD, Install: 12 mths	CS-A-INST-NBR	1	EA
CS-NRD-FEE Non-Returnable Disk Fee: 12 mths	CS-NRD-FEE	1	EA
.5m Shelf to Shelf FC-AL Cable ESH2-ESH2	X6530	2	EA

4. Identification of Statutory Authority:

10 U.S.C. 2304(c)(1), FAR 6.302-1(c), Application for Brand Name Description

5. Demonstration of Contractor's Unique Qualifications:

Currently, NetApp Filers are already integrated into the HQ USEUCOM ECJ66 network, the Operations and Maintenance schedule is known, and the products have already achieved the required approval to operate by the local Designated Approval Authority. The use of other hardware solutions would introduce an unacceptable level of risk into the network enterprise. The brand name listed is requested in order to maintain uniformity, common troubleshooting and maintenance techniques,

a standardized training program, and economy of resources across the USEUCOM ECJ66 network. Thus far within the USEUCOM ECJ66 IT physical architecture, the brand name identified has accounted for all the storage devices purchased and installed to support the HQ USEUCOM ECJ66 Network. Procuring and installing non-NetApp components to an existing NetApp filer system will create a maintenance atmosphere that will make it unduly complex to identify an error condition in the system causing EUCOM to contact multiple vendors for each service failure, thereby causing unacceptable delays and additional costs to the command when maintenance is required. The full replacement of all NetApp-installed base products within the enterprise architecture in order to mitigate the problem caused by using a different vendor's equipment would result in duplicated cost. This includes the duplication of costs for retraining personnel throughout USEUCOM ECJ66 outfitting stock reserves, and negotiating/initiating new levels of operations and maintenance support for non-NetApp, products. Furthermore, use of other than the herein listed NAS product would also result in substantial duplication of costs to the Government that is not expected to be recovered through competition. Based on the above, there would be a severe impact to the HQ USEUCOM ECJ66 mission if a product other than that outlined above were to be incorporated into the current architecture. Therefore, no other brand will meet the requirements/needs of EUCOM.

6. FedBizOpps Announcement/Potential Sources:

The synopsis will be combined with the solicitation in accordance with FAR part 12. All responsive offerors will be considered.

7. Determination of Fair and Reasonable Cost:

The Contracting Officer will compete the requirement with resellers of NetApp Equipment to ensure prices are fair and reasonable.

8. Description of Market Research:

The market research consisted of review of retail pricing from vendors known to supply NetApp products to the OCONUS Federal market place. Companies canvassed are Merlin International and Swish Data.

9. Any Other Supporting Facts:

None.

10. Listing of Interested Sources:

There are multiple resellers of NetApp Equipment to include Merlin and Swish Data Corporation.

11. Actions Taken to Remove Barriers to Competition:

United States European Command J6 Directorate in Stuttgart must remain with the Net App product line to ensure continuity, compatibility and consistency. Competition is limited to multiple resellers of Net App.

12. Statement of Period of Performance and/or Delivery Schedule:

Anticipated delivery time is 30 days.

13. Reference to the Approved Acquisition Plan (AP)

N/A. AP not required.

TECHNICAL AND REQUIREMENTS CERTIFICATION (FAR Subpart 6.303-1(b) and DARS Subpart 6.303-1(b)) I certify that the facts and representations under my cognizance which are included in this justification and which form a basis for this justification are complete and accurate.

TECHNICAL COGNIZANCE:

Signature: 
Taylor R. Forester 16 March 2009

REQUIREMENTS COGNIZANCE:

Signature: 
Karen Hendricks 16 March 2009

CONTRACTING OFFICER CERTIFICATION (FAR Subparts 6.303-1(a), 6.303-2(a) (12)) I certify that this justification is accurate and complete to the best of my knowledge and belief. Since this effort exceeds \$100K but does not exceed \$550K, this certification serves as APPROVAL (FAR Subpart 6.304(a) (1))."

Signature:

